

SUPERIOR COURT OF CALIFORNIA, COUNTY OF RIVERSIDE

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| <input type="checkbox"/> BANNING 135 N. Alessandro Rd., Banning, CA 92220 | <input type="checkbox"/> MURRIETA 30755-D Auld Rd., Ste. 1226, Murrieta, CA 92563 |
| <input type="checkbox"/> BLYTHE 265 N. Broadway, Blythe, CA 92225 | <input type="checkbox"/> RIVERSIDE 4100 Main St., Riverside, CA 92501 |
| <input type="checkbox"/> INDIO 46-200 Oasis St., Indio, CA 92201 | |

RI-CR057

<p>ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar Number and Address)</p> <p>TELEPHONE NO: _____ FAX NO. (Optional): _____</p> <p>E-MAIL ADDRESS (Optional): _____</p> <p>ATTORNEY FOR (Name): _____</p>	<p style="text-align: center;">FOR COURT USE ONLY</p> <p>CASE NUMBER: _____</p>
<p>PEOPLE OF THE STATE OF CALIFORNIA</p> <p style="text-align: center;">vs.</p> <p>DEFENDANT:</p>	
<p>PETITION/APPLICATION (Health and Safety Code, § 11361.8)</p> <p><input type="checkbox"/> FOR RESENTENCING OR DISMISSAL <input type="checkbox"/> FOR REDESIGNATION OR DISMISSAL/SEALING</p> <p style="text-align: center;">(HEALTH & SAFETY CODE § 11361.8(b)) (HEALTH & SAFETY CODE § 11361.8(f))</p>	

1. CONVICTION INFORMATION

CONVICTION A:

On (date) _____, Petitioner/Applicant, the defendant in the above-entitled criminal action was convicted of the following Health and Safety Code section 11357 11358 11359 11360, which has been reclassified under Proposition 64.

Petitioner/Applicant further states that when committing the conduct resulting in the conviction he/she was:

18 to 20 years of age; 21 years of age or older. Date of birth: _____

Petitioner/Applicant further states that the nature of the substance which resulted in the conviction was:

marijuana not in the form of concentrated cannabis; concentrated cannabis; marijuana plants;
 other: _____

Petitioner/Applicant further states that the quantity of the substance which resulted in the conviction was:

not more than 28.5 grams of marijuana not in the form of concentrated cannabis; not more than 4 grams of marijuana in the form of concentrated cannabis; not more than 8 grams of marijuana in the form of concentrated cannabis; not more than 6 marijuana plants.

CONVICTION B:

On (date) _____, Petitioner/Applicant, the defendant in the above-entitled criminal action was convicted of the following Health and Safety Code section 11357 11358 11359 11360, which has been reclassified under Proposition 64.

Petitioner/Applicant further states that when committing the conduct resulting in the conviction he/she was:

18 to 20 years of age; 21 years of age or older. Date of birth: _____

Petitioner/Applicant further states that the nature of the substance which resulted in the conviction was:

marijuana not in the form of concentrated cannabis; concentrated cannabis; marijuana plants;
 other: _____

Petitioner/Applicant further states that the quantity of the substance which resulted in the conviction was:

not more than 28.5 grams of marijuana not in the form of concentrated cannabis; not more than 4 grams of marijuana in the form of concentrated cannabis; not more than 8 grams of marijuana in the form of concentrated cannabis; not more than 6 marijuana plants.

DEFENDANT: _____	CASE NUMBER: _____
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2. REQUEST FOR RELIEF

a. **RESENTENCING/DISMISSAL**

Petitioner is currently serving the sentence for the crime noted above, and requests the sentence be recalled and that he/she be resentenced or the charge be dismissed as required by law.

Other: _____

b. **REDESIGNATION/DISMISSAL/SEALING**

Applicant has completed the sentence for the crime noted above, and requests the sentence be recalled and the conviction be redesignated or dismissed. If the conviction is dismissed, applicant requests the court's record of conviction be sealed.

Other: _____

3. WAIVER OF HEARING BY ORIGINAL SENTENCING JUDGE

Petitioner/applicant waives the right to have this matter heard by the original sentencing judge. The Presiding Judge of the court may designate any judge to rule on this matter.

4. WAIVER OF APPEARANCE

Petitioner/applicant understands there is a right to personally attend any hearing held in this matter. Petitioner/applicant gives up that right; the matter may be heard without his/her appearance.

Date: _____

(TYPE OR PRINT NAME)

(SIGNATURE OF PETITIONER/APPLICANT OR ATTORNEY)

DEFENDANT:	CASE NUMBER:
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PROOF OF SERVICE

Personal Service Service by Mail

1. Person serving: I am over the age of 18 and not a party to this action.

Name: _____
Address: _____
Telephone: _____

2. I served a copy of the Petition/Application (Health and Safety Code, § 11361.8) as follows (*check one*):

a. Personal Service: I personally delivered the Petition/Application for Resentencing or Reduction to Infraction to the person at the address listed below:

(1) Name of person served: _____
(2) Address where served: _____
(3) Date served: _____
(4) Time served: _____ a.m. p.m.

b. Service by Mail: I deposited the Petition/Application (Health and Safety Code, § 11361.8) in the United States mail, in a sealed envelope with first class postage fully prepaid. The envelope was addressed as follows:

(1) Name of person served: _____
(2) Address: _____
(3) Date of mailing: _____
(4) Place of Mailing (city and state): _____

I declare to the best of my information and belief that the foregoing is true and correct.

Date: _____

(TYPE OR PRINT NAME OF DECLARANT)

(SIGNATURE OF DECLARANT)